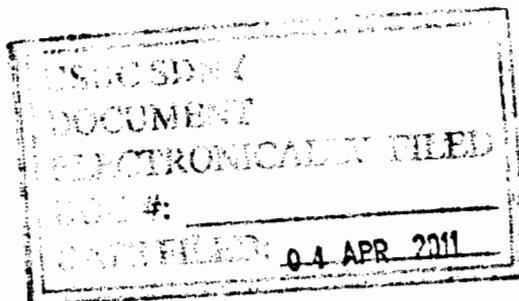


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**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

In Re RATES-VIPER
PATENT LITIGATION

MASTER FILE
No. 09 Civ. 4068 (LTS) (THK)

This document relates to:

All Cases

FINAL JUDGMENT UPON CONSENT

WHEREAS, the parties hereto have entered into a Settlement Agreement resolving all claims and counterclaims remaining in this Consolidated Action, and thus in Case No. 09 Civ. 9864 and Case No. 09 Civ. 4068, and

WHEREAS, Viper Networks, Inc. on its behalf, and on behalf of its terminated subsidiary Viper International LLC, as part of the settlement, has agreed to consent to the following terms, it is hereby:

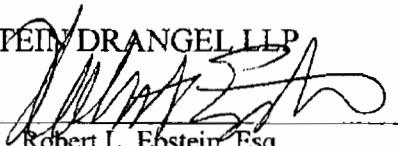
PLH

ORDERED, ADJUDGED AND DECREED between the parties hereto that:

1. This Court has jurisdiction over the parties to this Final Judgment Upon Consent, has jurisdiction over the subject matter hereof and has jurisdiction over the subject matter of the above captioned consolidated case;
2. All claims and counterclaims asserted by Viper Networks, Inc. or Viper International LLC against Rates Technology Inc. in the above captioned consolidated case, and all claims and counterclaims asserted by Rates Technology Inc. against Viper Networks, Inc. or Viper International LLC in the above captioned consolidated case, are dismissed, with prejudice, each party to bear its own costs and attorneys' fees;
3. Viper Networks, Inc. on its behalf, and on behalf of Viper International LLC, agrees that U.S. Patent No. 5,425,085 is valid and enforceable for its life and duration, and that U.S. Patent No. 5,425,085 has been infringed by Viper Networks, Inc. and by Viper International LLC; and further agrees that U.S. Patent No. 5,519,769 is valid and enforceable for its life and duration, and that U.S. Patent No. 5,519,769 has been infringed by Viper Networks, Inc. and by Viper International LLC; and
4. Viper Networks, Inc. on its behalf and on behalf of Viper international LLC, and their respective officers, directors, agents, servants and employees, and all persons acting thereunder, in concert with, or on their behalf, are permanently restrained and enjoined from infringing U.S. Patent No. 5,425,085 and from infringing U. S. Patent No. 5,519,769, including, but not limited to, permanently restrained and enjoined from building or operating an Internet telephone system which infringes

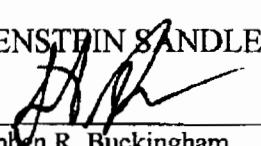
U.S. Patent No. 5,425,085 or which infringes U. S. Patent No. 5,519,769, or offering to sell or selling Internet telephone services which are provided using a system which infringes U.S. Patent No. 5,425,085 or which infringes U. S. Patent No. 5,519,769.

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Dated: 3/21/2011

Dated: 3/21/11

THIS FINAL JUDGMENT UPON CONSENT IS SO ORDERED. The Clerk of Court is requested to close cases 09-cv-4068 and 09-cv-9864.

DATED: 4/4/2011


Hon. Laura Taylor Swain
United States District Judge

